IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 3958 OF 2005

Kolhapur Zilha Shetkari Vinkari Sahakari Soot Girani Ltd. Ichalkaranji ... Petitioner

Versus

The State of Maharashtra and Ors. ... Respondents

Mr. Tejpal S. Ingale for Petitioner.

Mrs. M.P. Thakur, A.G.P. for Respondent Nos. 1 to 4.

Mr. Y.R. Naik with Mr. Prashant Naik for Respondent No. 5.

CORAM : F.I. REBELLO &
MRS R.S. DALVI**.JJ.**
DATED : DECEMBER 12, 2005

P.C.

. The Petitioner has approached this court for various reliefs amongst them was their contention that the Respondent No. 5 who claims charge in respect of the property to be sold have given their no objection. The respondent No. 5 was not party to the petition when the petition was first filed. Thereafter they have been added as respondents. On behalf of Respondent No. 5 their learned counsel makes a statement that the Executive Committee of

the Bank has passed a resolution on 5.12.2005 withdrawing the earlier no objection given on 24.8.2005. Once that be the case, it will not be possible for this court to consider the relief as prayed for by the Petitioner.

. It will be open to the parties including the Petitioner to pursue their remedy for their dues according to law which they are entitled to. With above observations, petition stands dismissed.

(F.I. REBELLO,J.)

(MRS. R.S. DALVI,J.)